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ATTORNEY DOCKET NO.: SCRIP1300-3EXPRESS MAIL Number: **EL 617 042 690 US**

Date of Deposit: August 24, 2001

I hereby certify that this paper is being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to BOX PATENT APPLICATION, Commissioner of Patents and Trademarks; Washington, DC 20231.

ALDON GRIFFIS*(Name of Individual Depositing with P.O.)**(Signature of Individual Depositing with P.O.)*

J1036 U.S. PTO
 09/938842
 08/24/01

ATTN: BOX PATENT APPLICATION
THE COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the new provisional-to-utility patent application of:

APPLICANTS: **Jeffrey F. Harper, Joel Kreps, Xun Wang and Tong Zhu**

FOR: **STRESS-REGULATED GENES OF PLANTS, TRANSGENIC**
PLANTS CONTAINING SAME, AND METHODS OF USE

Enclosed are the following papers, including all those required to receive a filing date under 37 CFR § 1.53(b):

Number of Pages

Transmittal Under 37 CFR. 1.52(e)	2
Statement Under 37 CFR §§ 1.821(f)	1
Specification	205
Claims	18
Abstract	1
Declaration – (Unsigned)	4
Drawings – (Formal)	0
CDR Disks	3 (Disks)

SILICON VALLEY SAN DIEGO SAN DIEGO/GOLDEN TRIANGLE SAN FRANCISCO AUSTIN SEATTLE SACRAMENTO LA JOLLA

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 740166-43

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Enclosure:

- Return Receipt Postcard

The filing fee has been calculated as shown below: Small Entity status is claimed.

	Number Filed			Number Extra		Rate		Fee	
						Large Entity	Small Entity	Small Entity	Large Entity
Total Claims	79	-20	=	59		\$18	\$09	\$0	\$1,062
Independent Claims	12	-3	=	9		\$80	\$40	\$0	\$720.00
Multiple Dependent Claims Presented: ___ Yes <u>X</u> No						\$270	\$135		\$00
						BASIC FILING FEE		\$355	\$710.00
						TOTAL FEE		\$0	\$2,492

PLEASE DEFER THE PAYMENT OF THE FILING FEE until the executed Declaration is filed.

If this application is found to be INCOMPLETE, of if a telephone conference would otherwise be helpful, please call the undersigned at (858) 677-1496.

All future correspondence should be addressed to:

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A copy of this letter is enclosed. Kindly acknowledge receipt of this application by returning the enclosed postcard.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

August 24, 2001

Date

Enclosure

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Express Mail No: EL 617 042 690 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Harper et al.

Art Unit: Not yet assigned

Serial No: Not yet assigned

Filed: August 24, 2001

For: STRESS-REGULATED GENES OF PLANTS, TRANSGENIC PLANTS CONTAINING
SAME AND METHODS OF USE

Examiner: Unknown

Transmittal Letter under 37 C.F.R. 1.52(e)

August 24, 2001

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

Submitted along with the above referenced application and incorporated by reference therein are three CD-R compact discs labeled "Copy 1", "Copy 2" and "CRF." As required by 37 C.F.R. 1.52(e), Applicants herein provide the following information for each disc.

Disc labeled "Copy 1"

Machine format: IBM-PC

Operating system compatibility: MS-Windows

Files:

File Name: SCRIP1300-3_SEQUENCE_LISTING

File size: 9,972 KB

Date created: 8/20/2001

File type: Text Document

File Name: SCRIP1300-3_Table_32

File size: 1,251 KB

Date created: 8/20/2001

File Type: Text Document

Disc labeled "Copy 2"

Machine format: IBM-PC

Operating system compatibility: MS-Windows

Files:

File Name: SCRI1300-3_SEQUENCE_LISTING

File size: 9,972 KB

Date created: 8/20/2001

File type: Text Document

File Name: SCRI1300-3_Table_32

File size: 1,251 KB

Date created: 8/20/2001

File Type: Text Document

Disc labeled "CRF"

Operating system compatibility: MS-Windows

Files:

File Name: SCRI1300-3_SEQUENCE_LISTING

File size: 9,972 KB

Date created: 8/20/2001

File type: Text Document

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



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